

ADMINISTRATIVE ORDER # 19, 2nd SERIES

State of Minnesota

District Court

Fifth Judicial District

**Administrative Order #19, 2nd Series
Date of Implementation: January 17, 2022**

In re: Order Establishing Reimbursement Rate for Attorney's Fees and Costs Pursuant to Minnesota Statute §611.27

Whereas, Minn. Stat. §611.27 requires the Chief Judge of each judicial district to establish a reimbursement rate for attorney's fees and costs associated with the representation of any Defendant in connection with an appeal initiated by the prosecuting attorney for any pre-trial Order in a criminal proceeding; and

Whereas, the fees established shall be paid by the governmental unit responsible for the prosecution; and

Whereas, the Chief Judge of the Fifth Judicial District has consulted with various city and county attorneys in the Fifth Judicial District, the Chief Public Defender of the Fifth Judicial District, members of the private bar, and has reviewed reimbursement rates for Court appointed counsel in various types of cases throughout the Fifth Judicial District, as well as in other jurisdictions in the State of Minnesota.

It is hereby ordered:

1. Pursuant to Minn. Stat. §611.27, the compensation rate in the calendar year 2022 for attorneys representing Defendants in connection with any pre-trial appeals initiated by prosecuting attorneys in the Fifth Judicial District shall be \$150.00 per hour plus reimbursement for any necessary costs and expenses reasonably incurred in connection with the pre-trial appeal.
2. Compensation shall not exceed a total of \$5,000.00 exclusive of costs and expenses reasonably incurred, unless payment in excess of \$5,000.00 is certified by the Chief Judge of the Fifth Judicial District as necessary to provide fair compensation for services of an unusual character or duration.
3. This compensation rate shall be in effect until amended by subsequent Order.

Dated this 17th day of January 2022:

Hon. Gregory J. Anderson
Chief Judge
Fifth Judicial District